IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

TUESDAY, THE FIFTH DAY OF JULY
TWO THOUSAND AND FIVE

PRESENT

THE HON'BLE MR JUSTICE V.V.S.RAO

WRIT PETITION NO : 6931 of 2002

Between:

1 M/s. Jyothi Wines, through its Licensee Voleti Pitchaiah,
S/o. Rajaiah, Hindu, Chintalapudi,
R/o. Chintalapudi.
2 M/s Kanakadurga Wines, through its Licensee Akula Bullibabu,
S/o. Mallikarjuna Rao, Chintalapudi,
R/o. Chintalapudi.
3 M/s Devi Wines, through its Licensee Kondeti Manikyalarao,
S/o. Venkata Nancharaiah, Chintalapudi,
R/o. Chintalapudi.
4 M/s Ganga Wines, Rep. by K.Harichandra Rao, Hindu,
S/o.T.Venkataiah, T.Narsapuram,
R/o. Eluru.
5 M/s Siva Jyothi Wines, Rep. by its R.Krishna Kumar,
S/o. Satyanarayana, Hindu, Lingapalem,
R/o. Vijayarai, W.G.District.

..... PETITIONERS

AND

1 State of Andhra Pradesh, Rep. by its Principal Secretary to Government,
Revenue (Excise.I) Department, Secretariat,
Hyderabad.
2 Commissioner of Prohibition & Excise, Government of Andhra Pradesh,
Hyderabad.
3 Prohibition & Excise Superintendent,
Eluru, W.G.District.

.....RESPONDENTS

Petition under Article 226 of the Constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court may be pleased to issue a Writ of Mandamus, or any other appropriate writ, order or direction, declaring the Notification No.229/2002/A2, dt. 8-4-2002 issued by the 3rd Respondent for the

establishment of Indian Liquor & Foreign Liquor shops to the extent of Chintalapudi, Lingapalem and T.Narsapuram Mandals of West Godavari District as illegal, arbitrary and without jurisdiction and for a consequential order by suspending the operation of the Notification No.229/2002/A2, dt. 8-4-2002 issued by the 3rd Respondent for establishment of Indian Liquor & Foreign Liquor shops to the extent of Chintalapudi, Lingapalem and T.Narsapuram Mandal, W.G.District and pass such other order or orders as this Hon'ble Court may deem fit and proper in the circumstances of the case.

Counsel for the Petitioners: MR.G.NAGESH representing MR.CH.DHANAMJAYA

Counsel for the Respondents: GP FOR PROHIBITION & EXCISE

The Court made the following :

ORDER:

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Learned counsel Sri.G.Nagesh, representing the learned counsel for the petitioners, Sri.C.Dhanamjaya, submits that the matter has become infructuous.

The writ petition is therefore, dismissed as infructuous. No costs.

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(V.V.S.RAO, J)

05.07.2005

vs

To

1 The Principal Secretary to Government, State of Andhra Pradesh,
Revenue (Excise.I) Department, Secretariat,
Hyderabad.
2 Commissioner of Prohibition & Excise, Government of Andhra Pradesh,
Hyderabad.
3 Prohibition & Excise Superintendent,
Eluru, W.G.District.

4 Two CCs to the G.P for Prohibition and Excise, High Court of A.P.,
Hyderabad(O.U.T)

5 2 CD copies